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6 UNITED STATES DISTRICT COURT
7 WESTERN DISTRICT OF WASHINGTON
8 AT TACOMA

9 RICKIE R. CARROLL,

10 Plaintiff,

11 v.

12 MICHAEL J. ASTRUE, Commissioner of
13 Social Security Administration,

14 Defendant.

CASE NO. 11-cv-05607 RJB

ORDER ADOPTING REPORT AND
RECOMMENDATION

15 The Court, having reviewed plaintiff's complaint, the Report and Recommendation of
16 Judge J. Richard Creatura, United States Magistrate Judge, and objections to the report and
17 recommendation, if any, and the remaining record, does hereby find and ORDER:

18 (1) The Court adopts the Report and Recommendation (Dkt. 17).

19 (2) For the reasons set forth in the Report and Recommendation, this Court has
20 subject matter jurisdiction to hear plaintiff's claim and defendant's Motion to Dismiss is
21 DENIED.

22 (3) The Clerk is directed to send copies of this Order to counsel of record.

23 DATED this 7th day of November, 2011.

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26 ROBERT J. BRYAN
United States District Judge